

Not to be destroyed

Reserve

1913-14

(S & A)

Later references.

File No. 320-13

Serial Nos. 2, 6, 17,
21, 24, & 28.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 2, ~~6, 17~~ 21, 24, & 28

Part B, for November 1915.

SUBJECT.

Sarjapur Jahgir Stipendiaries

From the D.C. Bagalore Dist
No. S. 714 D - 3-14.

Reports that Kasambi, a Sarjapur Jahgir Stipendiary died on 7th March 1913 and solicits orders on the claim put forward for the deceased's Stipend of Rs 2-0-7 p. M. (1) Rasool Khan, the deceased's husband's brother's son & (2) an only daughter Mahabool Khatoo.

Sl. 28. Ill order:-

Directs that the vacant Stipend of Rs 2-0-7 p. M. be registered in the name Mahabul Khan with effect from the 8th March 1913.

1913-14

GENERAL AND REVENUE SECRETARIAT.

(A)

NOTES.

File No. 32073

FILE HEADING.

From

No. 8714

Dated

Received

Diary No.

Enclos. Spare Copies.

Serial No.

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

Kulsum^{Si}, a Sarjapur Jalgir Stipendiary, died is reported to have died on 7.3.1913. Her stipend of Rs. 12-0-7 p.m. is claimed by ¹¹ Rasool Khan, the deceased husband's brother (2) Mahabub Khan, the deceased's married son daughter.

NOTES—First Sheet.

General and Revenue
Secretariat.

S+A File No. 820 of 1913

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No.

2. Mst. Rasool Khan is also a Jaghir-stipendiary under Mahomedan Law applicable to Sunnis, he is a residuary of the 4th class while Mst. 2 is a sharer. They are thus both entitled to a share in the stipend, each equal to a moiety.

3. Papers relating to the grant of the stipend to Kulsum Bi are put up. When the deceased husband died, there were his widow Kulsum B + 5 married daughters + the stipend was given in full to Kulsumbi on the Dy/puni recommendation.

4. In the records of enquiry now received with the Dy/puni letter under disposal, there are only the statements of the claimants and of the agent of the deceased on matter relating to the claim and no attempt has been made by the local authorities to verify the claim by collecting independent evidence, such as statements of respectable kindred or other stipendiaries conversant with the circumstances of the deceased.

5. Order solicited.

MM-67 21.3.14 ¹¹ 5. What pension is Rasool Khan drawing & what the position in life of the married daughter.
6. Are any rule preventing its non continuance

NOTE—Contn. sheet.

W. S. M.

General and Revenue
Secretariat.

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7. Rasul Khan is drawing a stipend of Rs 3-9-5 ^{As P}
pm. (Vide his statement)

8. The position in life of the married daughter is not clearly shown in the Vernacular papers but as she also claims the stipend in question ^{with} her husband lives in the mines, her circumstances may be supposed to be not much above the average.

9. These allowances are hereditary and ~~are~~ to be continued to the legal heirs.

MM-67 ^{SN}
26.3.14 ^{10/3}

10. A. The ~~major~~ ^{major} expenditures

28.3.14

10. A Draft is put up.

MM-67
28.3.14

Issue ^{403/14}

From the same Officer

No. 10/8 24-9-14

Reports that Mahabat Khan owns no lands property and is living with her husband in the mines.

NOTE--Contn. sheet.

General and Revenue
Secretariat.

S & A File No. 320 of 1913.

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No.

12. The information now received is in answer to the enquiry ordered in para 9.

13. The point for order is as to how the vacant stipend is to be disposed of between the two claimants, Rasul Khan and Mahabub Khan.

MM-67
22.10.14

- (1) Phase put up to laying down that this pension is hereditary & continues undiminished to the heirs and the authorities for saying that (2) Mahomedan law is to be followed always in dividing the pension of a deceased person.

I believe this has not been always the case and the pension has been sometimes continued to one or two persons ignoring the other minor heirs -- after Mahomedan law
25/10

subd.

14. As regards point (1) in para 13 reference is invited to the late Chief Commr's order and as regards the other point, there is no order laying down that Mahomedan law should be applied in deciding claimants to Sargajpur Jahagi stipends when any such stipend becomes vacant by the death of holder thereof. In G.O. No. 448 24th June 1873, the late Chief Commr's policy appears to have been that all political pensions are renewable at the pleasure of Govt & not necessarily under

Serial
No.

under Mahomedan Law - There are no references forthcoming to shew whether this order has or has not ~~been~~ been applied in case of succession to Sanjapur Stipends.

16 The policy of Govt since the Rendition has however been that all such stipends have been continued in full and distributed according to Mahomedan Law among the several claimants. In fact the Sanjapur Jagirdar whose Jaghir lands were resumed to Govt was a Mahomedan.

Am 67 B.V.
28/10/14

For (ii) Please ascertain from Mr. iii what proportion the pension of the deceased is to be divided ~~as~~ between the two claimants (1) daughter & (2) Husband's brother's son according to Mahomedan Law

For (ii)

As
2/4

Resubmitted.

17 The Mahazar of 5th June 1914 discloses that the deceased leaves behind also (1) one son by 1st daughter (deceased) & 2 sons of 1st daughter's daughter (deceased) & (2) 2 daughters of the 3rd daughter (also deceased). Thus there are at present

(1) daughter

(2) daughter's son

(3) daughter's daughter (2)

(4) daughter's daughter's sons (2)

G.P. - 30,000 - 15.9.14

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(5) husband's brother's son

187 According to Mahan Law, no. 1 is a shaver,
no. 2, 3, 4 belong to I class of Distant Kindred &
no. 5 is no heir at all to the deceased Kulsambi.

No 1 is entitled to $\frac{1}{2}$ as a shaver.

(No. 2 excluding no. 4), the remaining $\frac{1}{2}$ is to be
apportioned between daughter son & daughter's
daughters, son taking double that of a daughter

No. 1 gets $\frac{1}{2}$ $= \frac{1}{2} \times Rs 20-7 = 1-0-3$

No. 2 gets $\frac{2}{4}$ of $\frac{1}{2}$ $= \frac{1}{4}$ of $2-0-7 = 0-8-2$

No. 3 get $\frac{1}{4}$ of $\frac{1}{2}$ each $= \frac{1}{8}$ of $2-0-7 = \begin{cases} 0-4-1 \\ 0-4-1 \end{cases}$

Rs 2-0-7

200 The existence of these additional heirs has
has not been verified to by independent
enquiries and in fact has not been noticed
at all by the Dy Commr.

21 A draft to Dy Commr. requesting further
investigation is put up. 22/11/14

HM-67 B/M

3/11/14

21 To the Dy Commr., Bangalore do

no. 72. 2019 B 11. 11. 14

Returns vermaleshar paper, invites attention
to the Mahazgar & requests to be furnished
with a complete & verified list of all heirs &
vacant shares.

General and Revenue
Secretariat.

A File No. 320 of 1913.

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No.

From Abdul Sattar Karim Khan & another
 Petn. of 10. 11. 14 ^{Grandson of Kulsambi, deceased}

Prays that they have interest in the deceased
 Kulsambi's stipend & that their claims
 may be considered.

From Rubinkhatun & A. Khatun Granddaughters
 of the deceased Kulsambi
 Petn. of 10. 11. 14 containing similar
 prayers.

22 The A list of all the existing heirs to the
 vacant stipend has been called for in sl. 21.

24 Draft forwarding the petns in contin-
 ation is put up.

25 Time ^{is} ~~is~~ ^{up} ~~up~~

AM-67 ~~AM~~
 19/11/14

22 To, The Deputy Commissioner
 Bangalore St.

No. 712330 of 1.12.14

States that petitions are ~~sent~~
 forwarded to the Dy Commr for
 favor of report in Continuation of
 sl. 21

24 From the same Officer

N.P.S. 506 of 4.3.1915

Returns vernacular papers together with

NOTE—Contn. sheet.

General and Revenue
Secretariat.

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No.

Geneological tree verifying the particulars of the claimants (as already noted above in paragraph 17).

26. This may be sent to P.M. as directed in paragraph 16.

10/3/15
M.M. 67
P.M. III

11.2.25

27. According to the verified geneological tree the descendants now living are

(1) Abdul satar alias Bimba

1st son of 1st daughter of Kusunbi

(2) & (3) Luktman Khan and Karim Khan sons of the 2nd son (deceased) of the 1st daughter of Kusunbi

(4) & (5) Rabiyambis and Ajimambis daughters of the 4th daughter of Kusunbi

Subd.

28. Under the Mahomedan law, a husband's brother's son is no

heir. Among daughter, daughter's son, daughter's daughter, and daughter's daughter's sons, the daughter's son deceased is entitled to half a share

NOTE—Contn. sheet.

Sr A

File No.

320

of 1912-14

Serial
No.

as a sharer, and is entitled to the remaining half also by right of return. The other relations get nothing so long as there is a sharer residuary. In the present case, the daughter will be entitled to the whole.

13
14/6

Pr II)

Subd

AM

17/6/15

29/6/15 The whole to the daughter as per opinion of Pr III

13
18/6

Draft for is put up.

AM

19/6/15

9/12/15

13
23/6

The Gal- Adv. may also be consulted w.o. & a copy draft put up

Due
10

Forwarded to the Fort Advocate for favour of opinion

As
S. Shamam
13/7

with 2 files

P.T.O

General and Revenue
Secretariat.

SYA File No. 320 of 1913

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No.

33.
 of the relations left behind by the
 deceased the daughter there being
 no son is entitled to half as
 legal sharer. Daughter's children
 & their children are only distant
 kindred. Husband's brother's son
 is no heir. The distant kindred
 are excluded by the daughter
 because she is a sharer -
 As sharer she takes half & the
 half will go to the residuaries
 if there are any. But as there
 are no residuaries she gets
 the other half also by the right
 of reversion, technically known
 in Mahomedan law as "Return".

64-9-15 *Concurrence*
for work

34.
 29. With reference to paragraph 26. A tidy
 draft is put up.

HM-107 *Green*
 15/9/15

35.
 The draft now may be approved.
 (Dewan)

12
17/1
Dewan
18/1

The Draft approved by Dewan. Date 3/11
 1-11-15

37. *18/11/15*

R. S. 12]

General and Revenue
Secretariat.

S & A File No. 320 of 1913.

Serial
No.
28

To Comptroller & Dy Commr. Bangalore D^r
No. 1971-2 of 5-11-1915

Directs that the vacant stipend
of Rs 207. per m be registered in the name
Mahabubkhatu with effect from
the 8th March 1913.

NOTE—Contn. sheet.

11/10 No. 191
From

The Deputy Commissioner
Bangalore District

To
The Secretary to Govt
General & New Deptt

Dated 6-3-14

Despatched 6

Received

General No. 5714
No.

Enclosure No. 1 file

Requests orders of Govt in
in the matter of Rasool Khan
claiming the stipend of Rs
20-7

3572

10/3-10/14
SECTION S & A
FILE NO. 320-13
SERIAL NO. 2

5 March 1914

From

V. Ghanshyam Esq^r B.A.

Deputy Commissioner

Bangalore District

To

K. R. Srinivasalingar Esq^r M.A.

Secretary to the Govt of Mysore

Genl & Rev. Departments

Sir,

I have the honor to state

that one Kulassum Bi of Savigalpet Jaha-
girdar's family who was in the enjoy-
ment of a stipend of Rs. 200/- is reported
to have died on the 7th March 1913 leaving
behind her an only daughter, Mahaboo-
bhaboo, said to be married.

2. One Rasool Khan the son of the
deceased's husband's brother has put
in a petition praying that he is
the only male heir having a claim to the
stipend of the deceased.

3. It is reported that after the death of Azamuddin Khan, the grandfather of the petitioners, his stipend was divided between his two sons, Hashim Khan by married wife and Kareem Khan by Nikka wife and that after the death of Kareem Khan his portion of the stipend was granted to his wife, Kulsum Bi now deceased.

4. In these circumstances I beg to submit herewith the entire file of documents & papers for the orders of Government in the matter of the claim of Rasool Khan for the said stipend.

I have the honor to be
Sir,
Your most obedient Servant.

on 14th March 1914
Assistant Commissioner
for Bangalore District
absent from station
5-3-14.

Diary No. of letter replied to 3512

General and Revenue Secretariat

(S & A)
, the 191 .

To

The Dy Commissioner,

Bangalore St

Date of issue 7-4-14

Signed by M. Narasimha Reddy,

With reference to your letter
no. S. 714 of 6th March 1914 soliciting
orders regarding the claims put
forward by (1) Ramul Khan
& (2) Mahabub Khata for the
Saijapur Taluqa stipend of Rs 2.07
p.m. payable to the deceased
Kulasa Amba, I am directed to
request you to ascertain & report

over.

SUBJECT.

M. N. R.
3/4

5. the
What circumstances in life of
Mahabub Khatun are.

I have etc

W. H. H. H.
in Secy to Govt.

SP
26/3

List of enclosures.

Copied by

Examined by

From

The Deputy Commissioner

Bangalore to which

To

The Secretary to the

Govt of Mysore

Dated

24-9-14

Despatched

24-9-14

Received

General No.

No.

Enclosure No.

Report on circumstances
in life of Mahabob
Khatun.

DIARY NO.

12/6

10/14/15	
SECTION	Sta
FILE NO.	320-13
PAGE NO.	17

Office of the Deputy Commissioner,
Bangalore District.

Dated Bangalore, 24th September '14.

No. -- 8207

From

K. Chandy Esq., B.A.,
Deputy Commissioner,
Bangalore District.

To

D.M. Narasinga Rao Esq., B.A., B.L.,
Offg: Secretary to the Government of H.M.
the Maharaja of Mysore of Mysore, Genl. & Rev. Depts.

Sir,

With reference to your letter No. Fl. 4577/S & A. 320-13-6 dated 7th April 1914 enquiring what the circumstances in life of Mahabocb Khatu are, I have the honor to state that the -- Mahazar received from the Amildar of Anekal Taluk through the Sub-Division officer with his No. 399 dated 16th September 1914, says that she owns no landed property and that she is living with her husband who is a baker in the Champion Reefs, Kolar Gold Fields.

2. The Vernacular papers ending with the Doddballapur Sub-Division officer's No. 399 dated 16th September 1914 are submitted herewith for reference.

I have the honor to be,

Sir,

Your most obedient servant.



For Deputy Commissioner,
Bangalore District,
absent from the Station.

ns.

L. S. R.
1.

From

The Deputy Commissioner

To

The Secretary to the
Govt of Mysore

Dated

Gaulthier Report

Despatched

24-9-14.

Received

General No.

No.

Y207

Enclosure No.

File

Reports the circumstances
in life of Mahabob
Khatun

DIARY NO.

1216

10/14/15	
SECTION	542
FILE NO.	320-13
DATE	17

G. R. S. 26] 41ⁿ

File No. 220-13
Serial No. 21

Diary No. of letter replied to D 1216

General and Revenue Secretariat
(S + A)
, the 191 .

No. JB 2019
211 Nov/14

To
The Deputy Commr.,
Bangalore Dt

Date of issue

Signed by

Sir,

In returning herewith the vernacular papers received with your letter no. 5207 & 24.9.14, I am directed to invite your attention to the Mahazur of 30 June 1914 desko disclosing the existence of the deceased's daughters' children in addition to the claimants and to request that a complete list of ^{persons who may under the Mahameda law lay claim} ~~persons~~ all heirs to the deceased's stipend over.

SUBJECT.

may be caused to be prepared, verified
+ submitted for the consideration
orders of Govt. ~~in all cases of not vacant positions,~~
~~while disposing of the~~
~~claims to the vacant stipend of Rs. 2.0.7~~

~~from~~

I have seen

dyt

by
3/11/14

For Offg Secy

(H.M. 67) ~~Dec~~
3/11/14

List of enclosures

Copied by

Examined by

From

The Deputy Commissioner

Bangalore District

To

The Secretary to the Govt of Mysore

Channarayana Report

Dated

Despatched 4-3-15

Received

General No. 5506

No.

Enclosure No. 1711

Re the Sayapur Zahir
engaged by me Subashchandra

Office of the Deputy Commissioner,
Bangalore District.

No. 506 / 11700

Dated Bangalore, 2nd March 1915.

From

K.Chandy Esq., B.A.,
Deputy Commissioner,
Bangalore District.

To

D.M.Narasinga Rao Esq., B.A., B.L.,
Offg:Secretary to the Government of H.H.
the Maharaja of Mysore, Genl. and Rev.Depts.

Sir,

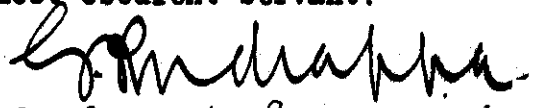
With reference to your No.Fl.2019/S&A.320-13-21 dated the 11th ^{Nov} November ~~November~~ 1914, regarding the Sarjapur Jahagir -- pension enjoyed by one Kuloosumbi, I have the honor to forward herewith a geneological tree showing the particulars ^{of the claimants} for the pension enjoyed by the deceased..

2. The file of Vernacular papers ending with the Dodballapur Sub-Division Officers Yadi No.1075 dated ^{17th} 17th February 1915 is herewith submitted for reference.

I have the honor to be,

Sir,

Your most obedient servant.


P. Subbarama Murthy
For Deputy Commissioner,
absent from the Station.

L.S.R.
1.

G.R.S. 28]

Tidy Draft

Transfers Sarjapur Jahagi Stipend
of Rs. 2.0.7 to Mahabub Khata.

File No. 320-13

Serial No. 28

Diary No. of letter replied to 3564

GENERAL AND REVENUE
SECRETARIAT.
()

, the

191 .

Paper under
Date of issue. 5-11-1915

Signed by Mr. Ghannana

Proceedings of the Government of His Highness
the Maharaja of Mysore

READ—

Correspondence ending with letter
no. S. 506 B 4.3.1915 from the Deputy
Commissioner, Bangalore Dist., reporting
that one Kulsambi a Sarjapur Jahagi
Stipendiary died on 7th March 1913, leav-
ing behind her,
~~ORDER DEBENTURE.~~—No.

- (i) a daughter,
- (ii) a daughter's son
- (iii) 2 daughter's daughters
- (iv) 2 daughter's daughter's sons

over.

SUBJECT.

and (V) a husband's brother's son,
and soliciting orders on the question
of succession to the vacant stipend
of Rs 2.0.7. per mensem.

31.13

Order thereon: N^o 1971-23 5 November/15

Under the Mahomedan
Law, a husband's brother's son is not
an heir to the estate of a deceased
Mahamedan. Among daughter,
daughter's son, daughter's daughter
and daughter's daughter's son,
the daughter is entitled to half of
the deceased's estate as sharer
and to the other half by right
of return.

Paragraphs 22, 23 + 28 of
the notes.

2. Government are accord-
ingly pleased to direct that the
vacant stipend of Rs 2.0.7 be
registered in the name of
Mahabub Khatri, daughter of
the deceased, with effect from
8th March 1913.

Dae 1915

1.11.15
db

Dft

Secy to Govt,
17/9. Genl Dept

To Comptroller with Pension Payment Order of the deceased Kulsambi
Dy Commr, Bangalore dist with Vernacular papers.